IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL
Contempt Petition No. 85 (M/S) of 2006

Mohd. Asgar S/o Sri Abdul Samad,
R/o Mohalla Luhari Sarai,
Kasba and Tehsil Nagina,
District Biznor. .....Petitioner

Vs

Sri S.M. Joshi,
Divisional Forest Officer,
Badrinath Forest Naina,
District Biznor. .....Respondent

Sri Rajeev Sharma, learned counsel for the petitioner.
Sri H.M. Raturi, learned standing counsel for the respondent.

Hon'ble B.S. Verma, J.

Heard Sri Rajeev Sharma, learned counsel for the petitioner and Sri H.M. Raturi, learned counsel for the respondent.

By means of this contempt petition, learned counsel for the petitioner has prayed to summon and punish the respondents for flouting the order dated 27-9-2003 in Writ Petition No.911 of 2003 (M/B) Mohd. Ashgar Vs. State of Uttaranchal and others passed by this Court.

According to the respondent, the application of the petitioner- Mohd. Asgar has been considered and was rejected vide order dated 12-6-2006 on the grounds that non-existing licence cannot be renewed.

The Division Bench of this Court on 27-9-2003 passed an order that:-

"Heard Advocate for both the sides.

We are directing the petitioner to apply for the renewal of the licence within three weeks in the prescribed form . The application would be filed before the Divisional Forest Officer, Rudraprayag who will decide the petitioiner's application in accordance with law including the judgment of the Supreme Court in the case of Jawahar Lal Sharma and another Vs. Divisional Forest Office, U.P. and another decided on January 24, 2002"

Learned standing counsel for the respondent made a statement at bar that the order had been complied with.

The contempt petition is dismissed accordingly.

Notices are hereby discharged.

However, it is provided that the petitioner may assail the order dated 12-6-2006 by filing a fresh writ petition.

All applications stands disposed of accordingly.

(B.S. Verma, J.)

Dated:- 20-6-2007

M.K.